

Not Entered

/PP/

January 13, 2009

In accordance with the provisions of 37 C.F.R. §1.8,  
I hereby certify that this Reply and Amendment is being filed electronically  
via EFS-Web on December 22, 2008.  
/J. Matthew BUCHANAN, Reg.No. 47459/  
J. Matthew Buchanan, Registration No. 47,459

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	B. Case, et al.	)	Atty Dkt No:	1000-008
		)		
Serial No:	10/820,918	)	Examiner:	Paul B. PREBILIC
		)		
Filed:	April 8, 2004	)	Art Unit:	3774
		)		
Customer No.:	42715	)	Confirmation No.:	8766

For: INTRALUMINAL SUPPORT DEVICE WITH GRAFT

Mail Stop - Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### REPLY AND AMENDMENT UNDER 37 C.F.R. §1.116

Honorable Sir:

The following comments and amendments are made in response to the final Office Action mailed on October 22, 2008, in respect of the above-entitled application for patent. Entry of this Reply and Amendment is respectfully requested under the provisions of 37 C.F.R. §1.116.

In the Office Action, the Examiner rejected all pending claims under 35 U.S.C. §112 and under 35 U.S.C. §102. Pursuant to 37 C.F.R. §1.116 and in response to the subject Office Action, Applicants herein amend Claims 1 and 3 to present the rejected claims in better form for consideration on appeal, should an appeal be sought.

Remarks are also provided.

Applicants respectfully request entry of this after-final amendment under the provisions of 37 C.F.R. §1.116 and reconsideration of the application for patent.

**Amendments to the Specification** are not presented in this paper.

**Amendments to the Drawings** are not presented in this paper.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 3.

**Remarks** begin on page 7.